

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DANA SCOTT MAYE-EL,  
Petitioner,

v.

JAKE MENDEZ, Warden,  
Respondent.

CIVIL ACTION NO. 1:CV-01-1258

(Judge Kane)


14  
11/30  
vty  
**FILED**  
HARRISBURG, PA


NOV 30 2001

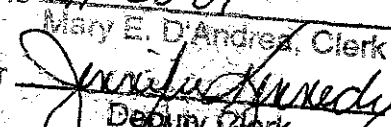
MARY E. D'ANDREA, CLERK  
Per   
Deputy Clerk

**ORDER**

Before the Court are Petitioner's Petition for Writ of Habeas Corpus, Respondent's response, Petitioner's reply brief, the Magistrate Judge's Report and Recommendation, and Petitioner's Objections to the Report and Recommendation, and Respondent's response thereto. Upon independent de novo review of the entire record and the applicable law, the Court accepts and hereby adopts the findings and recommendation of the Magistrate Judge and overrules Petitioner's objections thereto. **AND NOW**, for the reasons fully stated in Magistrate Judge Smyser's Report and Recommendation filed September 20, 2001, **IT IS ORDERED THAT** the petition for a writ of habeas corpus is **DISMISSED**. The Clerk of Court is directed to close the file.

  
Yvette Kane  
United States District Judge

Dated: November , 2001.

Certified from the record  
Date 11-30-01  
Mary E. D'Andrea, Clerk  
Per   
Deputy Clerk

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

November 30, 2001

Re: 1:01-cv-01258 Maye-El v. Mendez

True and correct copies of the attached were mailed by the clerk  
to the following:

Dana Scott Maye-El  
USP-ALLENWOOD  
Maximum Security Correct. Inst.  
18118-050  
P.O. Box 3000  
White Deer, PA 17887

Kate L. Mershimer, Esq.  
U.S. Attorneys Office  
Room 217, Federal Bldg.  
228 Walnut St.  
Harrisburg, Pa 17108

Marty Carlson  
U.S. Attorney's Office  
Room 217, Federal Building  
228 Walnut St.  
Harrisburg, PA 17108

cc:

Judge  
Magistrate Judge  
U.S. Marshal  
Probation  
U.S. Attorney  
Atty. for Deft.  
Defendant  
Warden  
Bureau of Prisons  
Ct Reporter  
Ctroom Deputy  
Orig-Security  
Federal Public Defender  
Summons Issued

(☒)  
(☒)  
( )  
( )  
( )  
( )  
( )  
( )  
( )  
( )  
( )  
( )  
( )  
(☒)  
( )

( ) Pro Se Law Clerk  
( ) INS  
( ) Jury Clerk

Standard Order 93-5  
Order to Show Cause

( ) with N/C attached to complt. and served by:  
U.S. Marshal ( ) Pltf's Attorney ( )  
( ) with Petition attached & mailed certified mail

11-30-01